

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

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| IN RE: NATIONAL PRESCRIPTION OPIATE LITIGATION | Case No. 1:17-MD-2804 |
| <i>APPLIES TO ALL CASES</i> | Hon. Dan. A. Polster |

**NOTICE OF FILING UNREDACTED PLAINTIFFS' MEMORANDUM IN
OPPOSITION TO DEFENDANTS CVS INDIANA, L.L.C AND CVS RX SERVICES,
INC.'S MOTIONS FOR SUMMARY JUDGMENT and RELATED EXHIBITS**

Plaintiffs hereby provide notice of, and file into the public record, the attached unredacted pre-trial brief and exhibits. Pursuant to the Order Regarding Redacting and Sealing of Documents (Doc. No. 2909), various confidentiality rulings, meet and confers between Plaintiffs, Defendants and third parties, and/or the resulting withdrawal of confidentiality designations, the attached previously redacted materials are hereby publicly filed as unredacted. For tracking and/or cross-referencing purposes, the below chart lists the original filing events related to the documents that are being filed, their prior ECF numbers, and the prior and present state of redactions.

| Document Title | Ex. # | Prior Public ECF No. | Prior Redactions | Current Redactions |
|---|--------------|-----------------------------|-------------------------|---------------------------|
| Plaintiffs' Memorandum in Opposition to Defendants' CVS Indiana, L.L.C. and CVS RX Services, Inc.'s Motion for Summary Judgment (PSJ11) | | 2208 | Yes | None now |
| Chart of Data CVS-MDLT1-000123520 | 2 | 2208-2 | Yes | None now |
| Chart of Data CVS-MDLT1-000123708 | 3 | 2208-3 | Yes | None now |
| Email - From William Klenotic to Mark Nicaastro (and others), March 14, 2014, Subject: RE: Nightly Front Store Order Files CVS-MDLT1-000017246 | 13 | 2208-13 | Yes | None now |

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|---|----|---------|-----|----------|
| Email - From Mark Nicaastro to Daniel Gillen, November 21, 2013, Subject: Closing Meeting, with attachments CVS-MDLT1-000409-420 | 17 | 2208-17 | Yes | None now |
| Email - From Mark Nicaastro to William Jusko, May 15, 2014, Subject: DEA Closing Audit CVS-MDLT1-000022230 | 21 | 2208-21 | Yes | None now |
| Agreement b/t Cardinal and CVS, Wholesale Supply Agreement, July 1, 2009 CVS-MDLT1-000030817 | 29 | 2208-29 | Yes | None now |
| Agreement b/t Cardinal and CVS, Wholesale Supply Agreement, January 1, 2004 CVS-MDLT1-00030892 | 30 | 2208-30 | Yes | None now |
| Agreement b/t Cardinal and CVS, Wholesale Supply Agreement, July 1, 2007 CVS-MDLT1-00030955 | 31 | 2208-31 | Yes | None now |

Dated: December 17, 2019

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17th day of December, 2019, I have electronically filed the foregoing with the Clerk of Court using the CM/ECF System. Copies will be served upon counsel of record by, and may be obtained through, the Court's CM/ECF System.

/s/ Anthony D. Irpino
Anthony D. Irpino